



COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
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GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

December 01, 2009

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

37 December 1, 2009

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Supervisors:

**AWARD CONSULTANT SERVICES AGREEMENTS FOR AS-NEEDED ENGINEERING TESTING
AND INSPECTION SERVICES FOR
VARIOUS PROJECTS LOCATED THROUGHOUT LOS ANGELES COUNTY
(ALL SUPERVISORIAL DISTRICTS)
(3 VOTES)**

SUBJECT

This action is to authorize the Director of Public Works or her designee to proceed and award consultant services agreements for as-needed engineering testing and inspection services.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that the work is categorically exempt from the provisions of the California Environmental Quality Act.
2. Award and authorize the Director of Public Works or her designee to execute as-needed engineering testing and inspection consultant services agreements with Kleinfelder, Inc.; MACTEC Engineering and Consulting, Inc.; Ninyo & Moore; RMA Group; and Twining Laboratories of Southern California, Inc. The combined aggregate, maximum annual cost of the entire program will be for a not-to-exceed fee of \$1,000,000 and be financed by available funding in the Final Adopted 2009-10 Budget. Although any given consultant services agreement may potentially be established for up to \$1,000,000, the total annual amount available for the entire program will be \$1,000,000. The agreements will provide as-needed engineering testing and inspection services for a 2-year period commencing on the date of the initial Notice to Proceed, with three 1-year renewal options to be exercised by the Director of Public Works. The potential aggregate maximum sum for all five contracts is \$5,000,000 for a total maximum term of 5 years. Renewal will be exercised based upon the remaining funding available and level of satisfaction with services provided.
 - a. Consultant Services Agreement with Kleinfelder, Inc., for a not-to-exceed fee of \$1,000,000.
 - b. Consultant Services Agreement with MACTEC Engineering and Consulting, Inc., for a not-to-exceed fee of \$1,000,000.
 - c. Consultant Services Agreement with Ninyo & Moore for a not-to-exceed fee of \$1,000,000.
 - d. Consultant Services Agreement with RMA Group for a not-to-exceed fee of \$1,000,000.
 - e. Consultant Services Agreement with Twining Laboratories of Southern California, Inc., for a not-to-exceed fee of \$1,000,000.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to authorize the Director of Public Works to execute five consultant services agreements for as-needed engineering testing and inspection consultants to enhance the Department of Public Works' (Public Works) overall materials testing capabilities for various County and contract cities' public works projects. The use of these as-needed consultants will enable our Geotechnical and Materials Engineering Division's Materials Laboratory to better manage fluctuations in workload and thereby provide responsive services to our clients. To expand the ability to use these as-needed consultants on Federally funded projects, the Requests for Proposals (RFP) were processed following Federal guidelines. In addition, the selected materials testing consultants possess specialized equipment and expertise that is not presently available within Public Works.

Implementation of Strategic Plan Goals

This action is consistent with the County Strategic Plan Goal of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). The use of as-needed consultant services agreements has enabled Public Works to better manage fluctuations in workload and thereby provide responsive services to our clients. In addition, provision of engineering testing and inspection services will enhance Public Works' ability to deliver effective municipal services to County residents.

FISCAL IMPACT/FINANCING

Each of the five contracts is part of the entire program. The entire program is for a combined aggregate, maximum annual amount not-to-exceed fee of \$1,000,000. This amount represents Public Works' estimated annual cost to perform these as-needed services. Should additional work be required that exceeds the amount authorized, Public Works will return to your Board for approval. The agreements will provide as-needed engineering testing and inspection services for a 2-year period commencing on the date of the initial Notice to Proceed, with three 1-year renewal options. The potential aggregate maximum sum for all five contracts is \$5,000,000 for a total term of 5 years. Since this work may be requested on an as-needed basis and may be from various funds, work will not be authorized without first ascertaining that funds are available. There is no impact to the County General Fund.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The agreements will be in the form previously reviewed and approved as to form by County Counsel. The recommended contracts were solicited on an open competitive basis and are in accordance with applicable Federal, State, and County requirements. The consultants are in compliance with the requirements of the Chief Executive Office and your Board.

The agreements will contain terms and conditions supporting your Board's ordinances, policies, and programs including, but not limited to: the County of Los Angeles' Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the Los Angeles County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; and standard Board-directed clauses that provide for contract termination or renegotiation.

ENVIRONMENTAL DOCUMENTATION

These services are categorically exempt from the provisions of the California Environmental Quality Act (CEQA) Guidelines. These services are within a class of work that has been determined not to have a significant effect on the environment in that they meet the criteria set forth in Sections 15306 and 15304 (f) of CEQA.

CONTRACTING PROCESS

On May 14, 2009, Public Works issued an RFP for as-needed engineering testing and inspection consultant services to 45 firms. On June 15, 2009, 11 firms responded to the RFP. The proposals were evaluated by a panel of members from Public Works. The panel members evaluated the proposals based on technical expertise, experience, personnel qualifications, and understanding of the work requirements. These evaluations were completed without regard to race, creed, color, or gender and in accordance with the informed averaging methodology.

Based on the review and evaluations of the proposals, Public Works selected Kleinfelder, Inc.; MACTEC Engineering and Consulting, Inc.; Ninyo & Moore; RMA Group; and Twining Laboratories of Southern California, Inc., as the best qualified firms to perform the required services.

As requested by your Board on February 3, 1998, these contract opportunities were listed on the County's "Doing Business with Us" website. A copy of the website posting is enclosed for your reference.

Participation in the program by Community Business Enterprises (CBE) is encouraged through the Public Works' CBE Outreach Program, and the requirement that consultants demonstrate their good faith efforts to utilize CBEs. Kleinfelder, Inc.; MACTEC Engineering and Consulting, Inc.; Ninyo & Moore; RMA Group; and Twining Laboratories of Southern California, Inc., are aware of Public Works' CBE Outreach Program, and their proposed CBE participation is on file with Public Works.

The recommended agreements with Kleinfelder, Inc.; MACTEC Engineering and Consulting, Inc.; Ninyo & Moore; RMA Group; and Twining Laboratories of Southern California, Inc., will include a Cost of Living Adjustment provision in accordance with your Board's policy that was approved on January 29, 2002.

Four of the five selected firms submitted proposals to perform as-needed consultant services for both Federally and non-Federally funded projects. MACTEC Engineering and Consulting, Inc., provided a proposal for non-Federally funded projects only. Pursuant to Caltrans' Local Assistance Program Guidelines, consultant services agreements for such projects require a pre-award audit of the consultants' cost proposal and draft agreement. Public Works has submitted the draft consultant services agreements for the four selected firms that proposed on Federally funded projects to Caltrans to perform the pre-award audit, and we anticipate their response by mid-December. If required, Public Works will amend the draft consultant services agreements to incorporate any additional requirements and/or conditions presented by Caltrans prior to execution of said agreements.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Awarding this Consultant Services Agreement with Kleinfelder, Inc.; MACTEC Engineering and Consulting, Inc.; Ninyo & Moore; RMA Group; and Twining Laboratories of Southern California, Inc., will allow Public Works to continue to be responsive to increases in workload and provide quality control and effectiveness in the design and construction of our projects.

CONCLUSION

Please return one adopted copy of this letter to Public Works, Geotechnical and Materials Engineering Division.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER

Director

GF:GK:ss

Enclosure

Enclosures

c: Chief Executive Office (Lari Sheehan)
County Counsel
Executive Office

Bid Detail Information**Bid Number :** AED0000041**Bid Title :** As-Needed Engineering Testing and Inspection Services**Bid Type :** Service**Department :** Public Works**Commodity :** ENGINEERING - INSPECTING, STRUCTURAL**Open Date :** 5/14/2009**Closing Date :** 6/15/2009 5:00 PM**Bid Amount :** N/A**Bid Download :** Not Available

Bid Description : The Department of Public Works is inviting proposals from qualified firms to provide as-needed engineering testing and inspection services at various locations in Los Angeles County and neighboring counties. The service locations are divided into two geographical areas, the Los Angeles Basin and the North County. Inspection services at manufacturing plants for pipe, concrete, and asphalt may be required outside the County in areas such as Simi Valley, Fontana, Rialto, Corona, and other neighboring jurisdictions.

The objective of this solicitation is to select up to four firms from two groups that are best qualified to provide the requested services.

Option 1 – Firms that are qualified by the California Department of Transportation (Caltrans) to provide testing and inspection services on projects receiving federal funds; Option 2 – Firms which do not have the Caltrans certification, and are proficient at performing the testing and inspection services specified in the RFP. Firms may propose on one or both options.

Requests for copies of the RFP and/or questions regarding the project should be directed to the contact listed below.

Contact Name : Grace Stohs**Contact Phone# :** (626) 979-5311 Ext: fax**Contact Email :** gstohs@dpw.lacounty.gov**Last Changed On :** 5/14/2009 11:33:54 AM[Back to Last Window](#)